



09-11-02

Patent Docket P0576P1C2

1647

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of Karoly Nikolics et al. Serial No.: 09/877,804 Filed: 7 June 2001 For: GLYCOPROTEIN HORMONE RECEPTOR MOLECULES	Group Art Unit: 1647 Examiner: Lorraine Spector EXPRESS MAIL LABEL NO.: <u>EV 016 019 319 US</u> DATE OF DEPOSIT: <u>SEPTEMBER 9</u> , 2002
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9/16/02RESPONSE TO ELECTION OF SPECIES

Assistant Commissioner of Patents
Washington, D.C. 20231

Sir:

This document is timely filed in response to the communication mailed August 14, 2002 for which a one-month period for response was provided, making it due on or before September 14, 2002 without payment of fees.

Election of Species

The response to Restriction Requirement mailed August 1, 2002 inadvertently omitted an election of species called for in the Restriction Requirement mailed July 9, 2002 (Paper No. 8).

In their previous response, Applicants elected the claims of Group II. Applicants further elect, with traverse, **FSH receptor as the species** for prosecution of the claimed invention of Group II.

Applicants acknowledge their entitlement to consideration of claims to additional species upon the allowance of a generic claim, as provided in 37 CFR 1.141.

Applicants believe that this response is timely filed within the one-month period for response. Accordingly, no extensions of time or fees are believed to be required. In the unlikely event, however, that the Patent Office determines that petitions and/or fees are required, Applicants hereby petition for any required relief including extensions of time and authorize the Commissioner to charge the cost of such petitions or other required fees to our Deposit Account No. 07-0630.

Respectfully submitted,

GENENTECH, INC.

Date: September 9, 2002

By:

Deirdre L. Conley
Reg. No. 36,487
Telephone No. (650) 225-2066



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